THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 20921 of 2007

Date:12-10-2007

Between:

Pujala Venkateshwarulu and four others

...Petitioners

AND

The Revenue Divisional Officer, Guntur and two others

.. Respondents

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ORDER:

The petitioners seek a writ of mandamus to declare the action of the respondents in trying to interfere with their peaceful possession and enjoyment of properties i.e. bearing H.Nos. 1-100, 2-121, 2-122, 2-119 and 2-118 situated at Bejat Puram, Tadikonda mandal, Guntur District without following due process of law, as illegal and arbitrary.

The case of the petitioners is that they have purchased the house sites and constructed the houses bearing Nos. H.Nos. 1-100, 2-121, 2-122, 2-119 and 2-118 situated at Bejat Puram, Tadikonda mandal, Guntur District. It is stated that the second respondent without following due process of law is trying to dispossess them from their houses.

The learned Government Pleader for the respondents submits that the petitioners are encroachers in Sy.No.171/4 which is classified as
'Ura Cheruvu' and notices have been issued for their eviction Under Section 7 of A.P. Land Encroachment Act. It is stated that notices have been served on some of the petitioners on 02.08.2007.

Having regard to the facts of the case, the petitioners are

permitted to submit their explanations within ten days from today and on submitting the explanations, the second respondent may pass appropriate orders under the A.P. Land Encroachment Act. Till then, status-quo obtained as on today with regard to the possession shall be maintained.

With the aforesaid observations, the writ petition is disposed of. No costs.

V.ESWARAIAH, J.

Date:12.10.2007

Note:
Furnish C.C. within three days.
B/O
ccm